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Attorney Docket Number 62032.000004
Application Serial Number 09/445,576
August 6, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 09/445,576 Confirmation No.: 1127
Applicant : Hans Christian THOGERSEN et al.
Filed : December 13, 1999
Title : TRIMERISING MODULE
TC/Art Unit : 1642
Examiner: : Karen A. Canella, Ph.D

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OFFICE OF PETITIONS

Docket No. : 62032.000004
Customer No. : 21967

MAIL STOP PETITION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED
ON EVIDENCE THAT A REPLY WAS TIMELY FILED**

Sir,

Applicants respectfully petition the Director of the USPTO under 37 C.F.R. § 1.181(a) to withdraw the holding of abandonment, included in the Office Communication of July 26, 2004, in the above captioned case, based on evidence that a reply was timely filed. Applicants submit herewith the petition fee of \$130.00 for petitions not otherwise specified for according to 37 C.F.R. § 1.17(h). Applicants submit that the instant petition is provided within the time period set forth under 37 C.F.R. § 1.181(f). Applicants' petition to withdraw the holding of abandonment is supported by the following:

Statement of Facts Involved and Points to be Reviewed

In response to a non-final office action mailed December 17, 2003, and setting a three-month shortened statutory time period for reply, Applicants filed on June 17, 2004, a Response under 37 C.F.R. § 1.111 and a Petition for a three (3) month extension of time, thereby extending the period for reply up to and including June 17, 2004. Applicants further included in the same response the small entity

three month extension of time fee of \$475.00 pursuant to 37 C.F.R. § 1.17(a)(3), a replacement sheet of Figure 2, and two appendices (Appendix A and Appendix B). Applicants further included a postcard receipt itemizing the components of the filing, and that postcard receipt was received and date stamped "June 17, 2004" by the Patent and Trademark Office.

Applicants submit herewith a copy of the postcard receipt demonstrating *prima facie* evidence of receipt of the components of the filing of June 17, 2004. Applicants further submit herewith a copy of all filing papers as filed on June 17, 2004.

Action Requested

Applicants respectfully request withdrawal of the holding of abandonment in the above-captioned case on the basis of Applicants' showing enclosed herein, namely a date-stamped postcard receipt demonstrating *prima facie* evidence of receipt by the Patent and Trademark Office of Applicants' filing and a copy of all filing papers as filed on June 17, 2004.

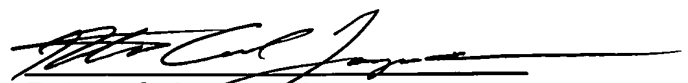
Applicants include a check in the amount of \$130.00 to cover the petition fee under 37 C.F.R. § 1.17(h) noted *supra*. No additional fees are believed necessary with the submission of this petition. However, the Commissioner is hereby authorized to charge additional such fees, or credit any overpayment, to Deposit Account No. 50-0206.

Respectfully submitted,

HUNTON & WILLIAMS LLP

Dated: August 6, 2004

By:


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